App. F. IX-4

1940

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Camb

File No. 187-4

Serial Nos. 1-2

Previous References
Ch. 59-39(3-7)(1-4)

Later References.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. two only

Part B for March 41.

SUBJECT.

Procedure to be followed in respect of reports of un-natural deaths

WD 0573—GPB—22,500—12-9-39

Serial No.

F.

The Registrar High Court
No Roc 532/40-41 dy 5.2.41

Forwards for sanction of Govt two draft rules which the High Court propose to make in order to carry out the orders of Govt re. the procedure to be followed in respect of Reports of Unnatural deaths under Sec 174 Cr. P.C.

Submitted with references and a draft of a G.O. sanctioning for approval or other order.

may be approved
Secretary 3/3/41

I Member) Hm 4/3/41.

3 4/3/41

5 MAR. 1941 GEN. & REV. SECTT.

Rlw 5/3/41

Jm 3 6/3/41

To the Registrar High Court
No P 4582 dy 8.8.41

Sanctions the rules laying down procedure re reports of unnatural deaths

R. O. C. No. 532 (Cell)
~~D. Dis.~~ Enc. Two

4592 P

HIGH COURT OF MYSORE,
Public Office Buildings, Cubbon Park,

Bangalore, 3rd February 1941 ~~xxx~~

6 FEB. 1941

FROM

T. Shamiengar, Esq., B.A., B.L.,
~~Axx Sundara Rajax Rao, Esqxxxxxxx.~~
~~S. Venkata Ranga Iyengar, Esq., B.A., LL.M.,~~
Registrar, High Court of Mysore.

To

H.V. Narayana Rao, Esq., B.A., LL.B.,
Secretary to the Government of Mysore,
Law Department, BANGALORE.

SIR,

With reference to Government Order No.P.2513-23/Cts. 59-39-7, dated 14th November 1940, laying down the procedure to be followed by the Police and Magistrates regarding reports of unnatural deaths referred to in Section 174, Code of Criminal Procedure, I am directed to enclose two draft rules which the High Court proposes to make under the provisions of Section 554 of the Code of Criminal Procedure to carry out the orders of the Government, one containing instructions to the Magistrates concerned and the other prescribing Criminal Register No.XIII to be maintained in all District Magistrates' Courts, and to request that the Government may be pleased to sanction them. The Register has been in use for many years; but it has never been prescribed under that Section of the Code. It is now proposed to prescribe it under the Section, making the least possible alterations in the present form which will bring it into accordance with the orders of the Government.

I have the honour to be,
Sir,
Your most obedient servant,

T. Shamiengar
REGISTRAR.

GRA/-

HIGH COURT OF MYSORE AT BANGALORE.

Criminal Rule of Practice No.

Dated, February 1941.

Under the provisions of Section 554 of the Code of Criminal Procedure (and with the previous sanction of the Government) the High Court hereby directs that the following rule be substituted for the instructions in Part V of Chapter VI of the Criminal Rules of Practice and Circular Orders, Volume I (1934):—

A Special Magistrate who receives the first intimation of an unnatural death, submitted by a Police Officer under Section 174(1), Code of Criminal Procedure, must decide whether it is necessary for him to hold an inquest under Section 174(5), Code of Criminal Procedure. He should have the intimation entered in the Correspondence Register of his office and submit it without delay to the District Magistrat reporting at the same time whether he proposes himself to hold an inquest.

When a Special Magistrate in such a case receives the report of the investigation made by the Police under Section 174(1), Code of Criminal Procedur he should submit that also to the District Magistrate after entering it in his Correspondence Register.

In the District Magistrate's Office such first intimations and reports will be entered in the Register of Reports of Unnatural Deaths (Criminal Register No.13).

HIGH COURT OF MYSORE AT BANGALORE.

Criminal Rule of Practice No. Dated February 1941.

Under the provisions of Section 554 of the Code of Criminal Procedure (and with the previous sanction of the Government) the High Court hereby prescribes the following register to be maintained in all District Magistrates' Courts, viz. :---

CRIMINAL REGISTER No. XIII

Register of reports of unnatural deaths under Section 174(1) and (2) of the Code of Criminal Procedure received in the Office of the District Magistrate of ..... for the year 19

Particulars of First Intimation.					Particulars of Final Report.				
e of the ceased.	Place of death.	Date of		Nature of accident or cause of death	Date of receipt of final report	Whether the body was subjected to post Mortem Examination.	Result of Post Mortem Examination.	Order of the District Magistrate with date.	Remarks.
		Death	Receipt of first intimation.						

SUBJECT .....

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Diary. No. of letter replied to.....

General and Revenue Secretariat

( )

the *193*

Date of issue 8/3/41 193

Signed by Asst. K.P.P.

May this be—

(i) printed ?

(ii) treated as a standing order ?

(iii) published in the Gazette, English Part ?

(iv) translated ?

(v) placed at the disposal of the press ?

(vi) published in the Gazette, Kannada Part ?

Section Camb

File No. 187-40

Serial No. 2

Proceedings of the Government of His Highness the Maharaja of Mysore.

Read—

G.O. No P 2513-23/Cts 59-39 Dt 14.11.1940 laying down the procedure to be followed by the police and Magistrates regarding reports of unnatural deaths referred to in Section 174 of the ~~Order thereon.—No~~ Code of Criminal Procedure

(2) Letter No Koc 532/40 Dt 5.2.1941 from the Registrar High Court of Mysore forwarding for sanction of Govt two draft rules which the High Court propose to make in order to carry

Out the orders of Govt dt
14. 11. 1960 read above.

order P4582 dt 8. 3. 41

Sanctioned

2) The approved rules
re appended to this Order.

4/3/41
Secretary to Govt
Law Dept

To
The Registrar High Court.

List of Enclosure

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE.

Read :—

Government Order No.P.2513-23/Cts.59-39-7 dated 14th November 1940 laying down the procedure to be followed by the Police and Magistrates regarding reports of Unnatural deaths referred to in Section 174 of the Code of Criminal Procedure.

2. Letter No.R.O.C.532/40-41 dated 5th February 1941 from the Registrar, High Court of Mysore forwarding for sanction of Government two draft rules which the High Court propose to make in order to carry out the orders of Government dated 14th November 1940 read above.

ORDER NO. P4582 Cs-187-40-2
Sec 2

Dated, Bangalore, the 8th March 1941.

SANCTIONED.

2. The approved rules are appended to this order.

For Secretary to Government,
Law Department.

To

The Registrar, High Court of Mysore.

A Special Magistrate who receives the first intimation of an unnatural death, submitted by a Police Officer under Section 174(1), Code of Criminal Procedure, must decide whether it is necessary for him to hold an inquest under Section 174(3), Code of Criminal Procedure. He should have the intimation entered in the Correspondence Register of his Office and submit it without delay to the District Magistrate reporting at the same time whether he proposes himself to hold an inquest.

When a Special Magistrate in such a case receives th report of the investigation made by the Police under Section 174(1). Code of Criminal Procedure he should submit that also to the District Magistrate after entering it in his Correspondence Register.

In the District Magistrate's Office such first intimations and reports will be entered in the Register of Reports of Unnatural Deaths (Criminal Register No. 13).

Criminal Circular letter No. 207, dated 28th February 1918. is hereby cancelled.

CRIMINAL REGISTER No.XIII

Register of reports of unnatural deaths under Section 174(1) and (2) of the Code of Criminal Procedure received in the Office of the District Magistrate of .....

for the year 19

Particulars of First Intimation				Particulars of Final Report.				
me of the Death	Place of death.	Date of Receipt of first intimation.	Nature of accident or cause of death	Date of receipt of final report	Whether the body was subjected to post Mortem Examination.	Result of Post Mortem Examination.	Order of the District Magistrate with date.	Remarks.